

**Town of Shrewsbury - Board of Selectmen
Richard D. Carney Municipal Office Building-Selectmen's Meeting Room
100 Maple Avenue
Monday, January 8, 2007 at 7:00 PM**

Minutes

Present:

Bruce Card, Maurice DePalo, Thomas Fiore, John Lebeaux, James McCaffrey, and Daniel Morgado, Town Manager. Mr. Lebeaux called the meeting to order at 7:02pm.

Preliminaries:

1. Approve bills, payrolls and warrants, #0753 in the amount of \$1,576,755.74, and #0756 in the amount of \$2,690,395.87. Motion made, seconded and unanimously approved.
2. Approve minutes of December 18, 2006. Motion made, seconded and unanimously approved.
3. Announcements – Mr. Card advised the construction on the new fire headquarters and the new station on CenTech Blvd. is 5-6 weeks ahead of schedule to due the fine weather. He added that the budget looks great as well. Mr. McCaffrey advised that he had attended an Eagle Court of Honor for Chris Goljan over the weekend and extended the congratulations of the Board to the young man for attaining this honor. Mr. McCaffrey added that he was disappointed at remarks made at the last School Committee meeting regarding funding. At this stage of the budgetary process it is irresponsible and unproductive behavior and he called upon his colleagues on other boards to discourage this type of discussion when the budgetary process is just beginning. Mr. Lebeaux advised that he and Mr. Card had attended a retirement party just before Christmas for Jackie Hemmingway who retired after 42 years as a school crossing guard. The Board wishes to recognize her many years of service of safely crossing hundreds of children on their way to and from school. Mr. Fiore announced that after a great deal of thought, he had decided not to run for reelection this year. He said that as his three children are getting older and involved in more activities he needs to spend more time with them. He added that although he will not be seeking reelection to the Board he would not rule out service to the Town in another capacity. Board members thanked Mr. Fiore for his service and advised him that he will be missed.
4. Town Manager's Report – Mr. Morgado advised that the GIS system is now available through the Town web site to the public. Residents can now call up property values, assessments, topography, etc. on line.

Meetings:

5. 7:00pm – Announcement of selection of Police Chief. Mr. Morgado introduced James "Jay" Hester as the new Police Chief of the Town of Shrewsbury. He advised that eighteen applications had been received which were narrowed down to twelve who were interviewed and then to five finalists. Chief Hester received his associate's degree in criminal justice from Quinsigamond Community College and his bachelor's and master's degrees from Anna Maria College and has been a member of the Shrewsbury Police Dept. for nineteen years. The new Chief will be sworn in on January 22nd at 10:00am along with a newest class of five police recruits. Chief Hester thanked Mr. Morgado and Mr. Hale for their help during this transition period and his fellow officers for their support. He advised those present that he looks forward to the future and a new year with a fresh start for the department. Mr. Lebeaux extended congratulations to Chief Hester on behalf of the Board and wished him good luck and a long career as Chief. Chief Hester received a standing ovation from all those present which included most of the Town's police officers.

Mr. Lebeaux called for a recess at 7:10pm. The meeting reconvened at 7:15pm.

6. 7:05pm - Treasurer Carolyn Marcotte- Renewal of BAN note for Oak Middle School and Act on BAN for Fire Station Headquarters. Treasurer Marcotte was present and advised the Board that she was asking them to sign a thirty day renewal for the Oak Middle School Bond Anticipation Note. Mr. Lebeaux moved to approve

the renewal of a \$1,278,307.00 5.40 percent Bond Anticipation Note of the Town dated January 11, 2007 and payable February 9, 2007 to Eastern Bank at par. Motion was seconded and unanimously voted.

Treasurer Marcotte advised that she was also asking the Board to act on a Bond Anticipation Note for the new Fire Headquarters. Mr. Lebeaux moved to approve the sale of a \$6,000,000 4.00 percent Bond Anticipation Note of the Town dated January 12, 2007 and payable November 21, 2007 to Eastern Bank at par and accrued interest plus a premium of \$20,651.50. Mr. Lebeaux further moved that the consent to the financial advisor bidding for the note, as executed prior to the bidding for the note, is hereby confirmed. Motion was seconded and unanimously approved.

Public Hearings:

7. 7:10pm – Capco Concessions, Inc. d/b/a Shelly's Café & Deli, 274 South Street, Timothy A. Capalbo, owner, Common Victualler's License. Hours of Operation: Sunday-Saturday 6:00am to 11:00pm. Timothy Capalbo and his wife Jennifer, as well as the current business owner, Peter Capalbo, were present. Timothy Capalbo advised the Board that he had been working in the business for the past several years and planned no changes. It will remain a family business. Mr. Lebeaux advised that all reports from department heads were favorable. Mr. Lebeaux asked if there were any questions from the board and as there were none, he opened the hearing to the public. Seeing none, motion was made, seconded and unanimously voted to close the hearing. Motion was made to approve the application for a Common Victualler's License for Capco Concessions, Inc. d/b/a Shelly's Café & Deli, 274 South Street, Timothy A. Capalbo, owner, for the days and hours as stated in the application. Motion was seconded and unanimously approved.

Old Business:

8. Shrewsbury Development Corporation. Mr. McCaffrey moved to appoint David Donahue to the Shrewsbury Development for a term of five years expiring 1/31/12 to fill the vacancy created by the resignation of Michael Traynor. Motion was seconded and unanimously voted. Mr. Fiore moved to appoint Jonathan Mack to the Shrewsbury Development Corp. for a term of five years expiring 1/31/12 to fill the vacancy created by the resignation of Clare O'Neil. Motion was seconded and unanimously voted. Mr. Fiore suggested that the Shrewsbury Development Corp. be invited to come before the Board for an update and to introduce the new members. The Corporation will be invited to a meeting within the next few months.
9. Response from Chief Sampson re Gold Street Speed Limit. Report will be sent to Chief Hester as Board has questions on the enforceability of the 20 MPH speed limit. Mr. Morgado will check previous requests for a change in speed limit.
10. Response from Chief Sampson re Parking – Lakeside Drive. The Engineering Dept. is researching records to determine ownership to the property. Board will wait to hear from Engineering.

New Business:

11. Shrewsbury Electric Light Department recommends two (2) 70-watt high pressure sodium light fixtures to be installed on Beverly Road. Annual cost to the Town would be \$67.08. Motion was made, seconded and unanimously voted to approve.

Executive Session:

12. Collective bargaining, pending litigation and value of real property. Motion was made, seconded, and unanimously voted to adjourn into executive session at 7:56pm and not to reconvene for the purpose of discussion of value of real property. The Board was polled, Mr. Card, yes, Mr. McCaffrey, yes, Mr. DePalo, yes, Mr. Fiore, yes, and Mr. Lebeaux, yes.

Communications:

13. Noted copy mailed: Letter from City of Worcester, Office of Economic & Neighborhood Development, re Notice of Intent, Chapter 43D Priority Development Site (PDS) Designation.
14. Noted copy mailed: Mr. Morgado's letter to Joseph Cariglia, Esq. re snow & ice control services to Park Grove Lane.

15. Noted copy mailed: Memo from Mr. Morgado to Planning Board Chair, Melvin Gordon, re Pine Grove Lane.
16. Noted copy mailed: School Committee Meeting Agenda, 1/3/07.
17. Noted copy mailed: Letter from MMA outlining voting procedure for Annual Business Meeting. Mr. Lebeaux will attend and vote.
18. Noted copy mailed: Memo from Mr. Morgado re Highland Hills. Mr. Tomaiolo has agreed.
19. Noted copy mailed; Notice of Project re Bartlett @ 495 Center Sewer Extension – Assabet River Consortium (complete file in BOS office).
20. Noted copy mailed: 2006 Massachusetts Turnpike Authority Tourism Grant Program Application. Will circulate.
21. Noted copy mailed: Memo from Mr. Morgado re Annual Legislative Workshop. Mr. Morgado would like suggestions for the agenda. The Workshop is scheduled for Saturday, January 22nd from 9:30am to 11:30am.
22. Noted copy mailed: ZBA Hearing Minutes, 12/12/06, Wayne & Jacqueline Humphrey, 99 Sewall Street.
23. Noted copy mailed: ZBA Hearing Minutes, 12/12/06, Summit Ridge Estates, Inc., 15 Slocum Meadow Lane.
24. Noted copy mailed: ZBA Hearing Minutes, 12/12/06, Wendy MacLean, 16 Chase Terrace.
25. Noted copy mailed; ZBA Hearing Minutes, 12/12/06, Helata Roy & Sanjit Basu, 141 Memorial Drive.
26. Noted copy mailed: Environmental Impact Report – Adams Farm senior housing Site Plan, Gold Street & Memorial Drive & Adams Farm II senior housing Site Plan, Cherry Street. (Complete report on file in BOS office.)
27. Noted copy mailed: Letter from CMRPC re revival of MORE (Municipalities Organized for Regional Effectiveness). CMRPC will take over MORE.
28. Noted copy mailed: 495/MetroWest Corridor Partnership Sponsored Planning Project – Statement of Interest.
29. Noted copy mailed: School Committee Meeting Minutes, 12/6/06, 12/19/06.
30. Noted copy mailed: Letter from Lisa Cossette, 23 Stonybrook Lane, re Town services. Mr. Lebeaux will respond.
31. Noted copy mailed: Mr. Morgado's letter to John Gallagher, 68 Lamplighter Drive, re water & sewer bill.
32. Noted copy mailed: E-mail from Andrew Hickok, 20A Holman Street, re Route 20/YMCA entrance intersection. Will ask Town Engineer Jack Perreault to respond.
33. Noted copy mailed: CMMPO Meeting Notice and Agenda.
34. Noted copy mailed: Invitation from City of Worcester Public Health Division to GEESEPEACE presentation. Shrewsbury will send representatives.
35. Noted copy mailed: Notification from MEMA re Certification of the Shrewsbury Emergency Planning Committee (SEPC). Not an easy accomplishment. Congratulations to Chief LaFlamme, Mike Filiere and all those involved.
36. Noted copy mailed: Baystate Roads Programs announcement of achievement of Highway Superintendent John F. Knipe, Jr. as Master Road Scholar. Congratulations to John Knipe on this achievement.
37. Noted copy mailed: Fax from Rep. Polito re signing of two Shrewsbury bills into law by Governor Romney. On January 4th Governor Romney signed two Shrewsbury home rule petitions into law. One was to allow information to be sent to voters prior to elections and the second removed the Police Chief position from Civil Service. Our thanks to Rep. Polito and Sen. Augustus for getting these through the legislature and signed by the Governor.

Motion was made, seconded, and unanimously voted to adjourn executive session and to reconvene into open session at 8:25pm. On a roll call vote, Mr. Fiore, yes, Mr. DePalo, yes, Mr. Card, yes, Mr. McCaffrey, yes, and Mr. Lebeaux, yes.

Mr. Lebeaux advised that he would be attending a meeting with School Supt. Bent, School Committee Chair Mark Murray, School Business Manager Patrick Collins, Mr. Hale and Mr. Morgado tomorrow to discuss the FY2008 budget. The School Department is talking about the possibility of a Proposition 2 _ override. Mr. Morgado asked the Board when they would feel comfortable about addressing a Proposition 2 _ override question. After a discussion, the Board concluded that there are too many unknowns at present to consider the question. The Board would entertain a discussion after Mr. Morgado files the town budget and health insurance costs are known, the School budget is set and Schedule A and House 1 are released. When these figures are

known the Board will have enough information to discuss a possible Proposition 2 _ override question. As this information will not be available until after March 19th there is no advantage in any override discussion at this time.

Mr. Lebeaux reminded Board members that Mr. Morgado would like to hear from them on several matters including 40B development, as Judi Barrett will be present at the Board's January 22nd meeting.

Motion was made, seconded, and unanimously voted to adjourn at 9:04pm. On a roll call vote Mr. Card, yes, Mr. DePalo, yes, Mr. Fiore, yes, Mr. McCaffrey, yes, and Mr. Lebeaux, yes.

Respectfully submitted,

Janice C. McCoy
Secretary